THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8005 of 2007

Dated: 19.04.2007

Between:

Guri Bandayya and others.

.....

PETITIONERS

AND

The District Collector, Vijayanagaram District, and another.

.....RESPONDENT

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.8005 of 2007

ORDER:

The petitioners purchased various extents of land in survey Nos.25/3 and 26/3 (total extent of Acs.4.00) situated at Santhapalem Village, Kothavalasa Mandal, Vijayanagaram District, under registered sale deeds. Second respondent initiated action under Section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (the Act, for brevity) and issued a show-cause notice in Form I under Rule 3 of the Andhra Pradesh Assigned (Prohibition of Transfer) Rules, 1977 (the Rules, for brevity). The petitioners submitted explanation denying the allegations that they purchased assigned land. They allege that they have been in possession of the land since long and they have perfected their title by adverse possession. They also allege that even while the explanation submitted by them is pending before second respondent, without passing any orders under Section 4 of the Act, second respondent is frequently coming to the land with a view to dispossess them. Therefore, they filed instant writ petition seeking a direction to the respondents not to dispossess them.

As rightly pointed out by the learned Assistant Government Pleader for Revenue, now that notice is issued under the provisions of the Act and the Rules, second respondent has to pass necessary orders before resuming the land. The writ petition is filed on mere apprehension and the same is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

19th April, 2007

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